O R TENT & TRADES

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of) CERTIFICATE OF MAILING				
KIRIKO YAMADA, TAKAYOSHI SASAO, MASAHISA SAKAI and JUNICHI KUBOTA	I hereby certify that this correspondence was deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop DD Commissioner for Patents P.O. Box 1450				
Serial No. 10/770,281	Alexandria, VA 22313-1450 on this 5+h day of April, 2004				
Filed February 2, 2004	Normal Payerle, Secretary to Edward G. Greive				
For OPTICAL WIRELESS (COMMUNICATIONS SYSTEM)					

1NFORMATION DISCLOSURE STATEMENT 37 CFR §§ 1.97, 1.98

COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir:

Pursuant to 37 CFR §1.97 encouraging the filing of an Information Disclosure Statement, the Applicants hereby submit the following in compliance with the duty of disclosure as set forth in 37 CFR §1.56.

Information or art known to the Applicants and having an extent of relevance to the present application has been listed on Form PTO-1449 attached hereto. It includes two Japanese unexamined patent publications. The Applicants have employed Form PTO-1449 for the purposes of convenience of the Office and the Examiner.

No representation is made that a specific search has been made, that the information is pertinent to the claimed subject matter, that the information is non-cumulative, or that the information represents the only or the best information. The Applicants do not admit that any of the information they have provided is necessarily prior to their invention but rather that it is information of which they are aware and that they believe should be provided to

the Office in fulfillment of their duty of disclosure. Any question that may arise regarding priority of a specific reference shall be resolved during prosecution.

It is the position of the Applicants that none of the art provided herein accomplishes the objects of the present invention. The Applicants believe that the claims of the subject application are patentably distinct over the art of record. In the event the Examiner would care to discuss any of the foregoing more specifically, the undersigned attorney would welcome a telephone call.

Respectfully submitted,

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Attorney for Applicants

April <u>5</u>, 2004

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 8-83) PATENT AND TRADEMARK OFFICE				ATTY. DOCKET NO. KYO.P0026						
INFORMATION DISCLOSURE CITATION			APPLICANT Yamada et al.							
(Use Geral sheets if necessary)			FILING DATE February 2, 2004	GROUP						
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FOREIGN PATENT DOCUMENTS										
		Document Number	Date	Country		Class	Subclass	Translation Yes No		
	1	2000-022632	01/00	Japan (w/English Abstract)		H04B	10/105		Х	
	2	06-224858	08/94	Japan (w/English Abstract)		H04B	10/10		Х	
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EXAMINER	MINER DATE CONSIDERED									
*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in										

conformance and not considered. Include copy of this form with next communication to applicant.